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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/828,911	04/21/2004	Tatsutoshi Suzuki	KASA:019A	5638
7590	11/22/2004		EXAMINER	
Marc A. Rossi ROSSI & ASSOCIATES P.O. Box 826 Ashburn, VA 20146-0826			CADUGAN, ERICA E	
			ART UNIT	PAPER NUMBER
			3722	

DATE MAILED: 11/22/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

**Notice of Non-Compliant Amendment (37 CFR 1.121)**

1. The preliminary amendment filed with the application on April 21, 2004 that appeared in the transmittal is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121.
2. Specifically note that the transmittal letter included an instruction to “cancel in this application original claims 16-40” and to “amend the specification by inserting before the first line sentence: --This is a division of application Serial No. 10/026,504 filed December 19, 2001.--“
3. Also specifically note that MPEP section 714.01(e), subsection I, explicitly sets forth that “[P]reliminary amendments made in a transmittal letter of the application will not comply with 37 CFR 1.121.”
4. Further note that regarding the claim amendment, a complete listing of all the claims is not present, listing the text of all pending claims, and providing each claim with the proper status identifier [Note: the status of every claim must be indicated after its claim number by using one of the following 7 status identifiers: (Original), (Currently Amended), (Canceled), (Withdrawn), (Previously presented), (New), and (Not entered)], as is required by 37 CFR 1.121.
5. For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf>.
6. Applicant is given **ONE MONTH** from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will

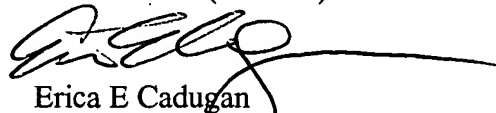
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result in non-entry of the preliminary amendment and examination on the merits will commence without examination of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 USC 132, and **this ONE MONTH time limit is not extendable.**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Erica E Cadugan whose telephone number is (571) 272-4474. The examiner can normally be reached on M-F, 7:30 a.m. to 5:00 p.m., alternate Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrea L. Wellington can be reached on (571) 272-4483. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
Erica E Cadugan  
Primary Examiner  
Art Unit 3722

eec  
November 18, 2004